

## THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Tatsuzo Nakamura

Serial No.: 10/782,828 Group Art Unit: 3739

Filed: February 23, 2004 Examiner: Unassigned

For: DEVICE FOR TREATMENT

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

## **Timing and Fees**

$\boxtimes$	Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this inf disclosure statement is filed:						
			three months of the filing date of a national application other than a CPA § 1.53(d);				
			n three months of the actual filing date of the national phase of a PCT cation; OR				
	$\boxtimes$	before RCE)	e the mailing of a first substantive office action (including after filing of an .				
	Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the specified in 37 C.F.R. § 1.97(b), but before the mailing date of:						
			a final rejection under 37 C.F.R. 1.113;				
			termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR				
			a notice of allowance under 37 C.F.R. § 1.311; and				

		is acco	empanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR
			a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).
			R. § 1.97(d), this information disclosure statement is filed after the mailing lowing actions which have not been withdrawn:
			a final action under 37 C.F.R. § 1.113;
			termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR
			a notice of allowance under 37 C.F.R. § 1.311;
	AND i	is filed o	on or before payment of the issue fee; AND is accompanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee of \$180.00 under 37 C.F.R. § 1.17(p).
Staten	nents Ur	nder 37	C.F.R. 1.97(e)
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.
Cited 1	<u>Material</u>	<u>ls</u>	
		ancesto	of materials listed but not attached were cited in benefit (35 U.S.C. § 120) or application Serial No, on Form 892 by the Examiner and/or Form by the applicant; see 37 C.F.R. § 1.98(d).
		_	of materials listed but not attached were cited in an international search dated
	$\boxtimes$	Copies	of the materials listed are attached (except for the foregoing).

Non-English Language References						
	An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).					
	A foreign-language search report from a foreign patent office is provided, and pertinent parts are translated substantively below:					
	<ul> <li>X = document of particular relevance when it is taken alone</li> <li>Y = document of particular relevance when it is combined with another such document</li> </ul>					
	A = document defining the general state of the art					
	O = non-written disclosure P = intercalated document					
	T = document cited to understand the theory or principle underlying the invention					
	E = patent document which has the benefit of a date earlier than the filing date and which was published only on or after this filing date					
	D = cited in the application					
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ent of Fe	es Due (If Any):					
	ck for \$ covering the fee identified above is attached.					
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The Commissioner is hereby authorized to charge or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

ohn A. Sopp Reg. No. 33,103

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Attorney Docket No.: HAYAK-11

Date: November 18, 2004

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known

Application Number 10/782,828

Filing Date February 23, 2004

First Named Inventor Tatsuzo NAKAMURA

Group Art Unit 3739

Examiner Name Unassigned

Attorney Docket Number HAYAK-11

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1 8 2004 Sheet 1 of 2

Cite No.1

Initials \*

U.S. PATENT DOCUMENTS							
U.S. Patent Docume	ent						
Kind Code <sup>2</sup> Number ( <i>if known</i> )		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document  MM-DD-YYYY				
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FOREIGN PATENT DOCUMENTS								
Cite No.1	Office <sup>3</sup>	Foreign Patent Docu Number⁴	ment Kind Code <sup>5</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁵	
1	JP	09224996		TOWA IRYOKI KK	February 22, 1996			
	Cite No.¹	Cite No. <sup>1</sup> Office <sup>3</sup>	Cite No.1 Office <sup>3</sup> Number <sup>4</sup>	Foreign Patent Document  Kind Code <sup>5</sup> Cite No. <sup>1</sup> Office <sup>3</sup> Number <sup>4</sup> (if known)	Foreign Patent Document  Kind Code <sup>5</sup> Cite No. <sup>1</sup> Office <sup>3</sup> Number <sup>4</sup> (if known)  Name of Patentee or Applicant of Cited Document	Foreign Patent Document  Kind Code <sup>5</sup> Cite No.¹ Office³ Number⁴ Kind Code <sup>5</sup> (if known) Cited Document  Date of Publication of Cited Document MM-DD-YYYY	Foreign Patent Document  Kind Code <sup>5</sup> Cite No. 1 Office <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)  Kind Code <sup>5</sup> (if known)  Kind Code <sup>5</sup> (if known)  Name of Patentee or Applicant of Date of Publication of Cited Document MM-DD-YYYY Appear	

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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached. Number refers to English language corresponding family member.

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	MATION			Filing Date	February 23, 2004	
STATEMENT BY APPLICANT			LICANT	First Named Inventor	Tatsuzo NAKAMURA	
				Group Art Unit	3739	
(us	se as many she	ets as nec	essary)	Examiner Name		
Sheet	1	of	1	Attornov Docket Number	LIAVAK 11	

Examiner		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine,	_
Initials *	Cite No.1	journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	2	A GUIDE TO SILVER SPIKE POINT (SSP) THERAPY Masayoshi Hyodo, Toshikatsu Kitade 2 <sup>nd</sup> Ed., The SSP Therapy Study Group, p.12-23 (1979).	
	3	Patent Abstracts of Japan; OPHTALMIC MASSAGE DEVICE; Nakase Kazuo; February 22, 1996.	
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